

1 BILL NO. X-85-05-53

2 ANNEXATION ORDINANCE NO. X-

3 ANNEXATION ORDINANCE annexing certain territory
4 commonly known as the Smith/Winters Road Annexation
5 Area to the City of Fort Wayne, Indiana, and
6 including same in the Councilmanic District No. 4.

7 WHEREAS, the City of Fort Wayne is desirous of annexing
8 said territory, therefore,

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
10 FORT WAYNE, INDIANA:

11 SECTION 1. That the following described territory be
12 and the same is hereby annexed to, and made a part of, the
13 corporation of the City of Fort Wayne, Indiana, to-wit:

14 A parcel of land located in the West One-half of the
15 Southwest One-quarter of Section 8, Township 29 North,
16 Range 12 East, Allen County, Indiana.

17 BEGINNING at the intersection of the North right-of-way
18 line of Winters Road and the East line of the West half
19 of the Southwest One-quarter of Section 8, Township 29
20 North, Range 12 East, Allen County, Indiana, said point
21 also being on the existing City Limits line; thence
22 North along the East line of the Southwest One-quarter
23 of the Southwest One-quarter of said Section 8 and
24 the existing City Limits line a distance of 1545.5
25 feet; thence West a distance of 285.66 feet; thence
26 South a distance of 196.0 feet to the North line of the
27 Southwest One-quarter of the Southwest One-quarter of
28 said Section 8; thence West along the North line of the
29 Southwest One-quarter of the Southwest One-quarter of
30 said Section 8 a distance of 1037.5 feet to the East
31 right-of-way line of Smith Road; thence South along
32 said East right-of-way line and parallel with the West
line of said Section 8 a distance of 1348.9 feet to its
intersection with the North right-of-way line of the
Winters Road; thence East on the North right-of-way
line of the Winters Road a distance of 1319.0 feet
to the point of beginning; said area contains 42.4
acres more or less.

SECTION 2. That the City of Fort Wayne will furnish
the above described territory within a period of one (1) year
from the effective date of annexation, planned services of a
non-capital nature, including police protection, fire protec-
tion, and street and road maintenance, in a manner which is
equivalent in standard and scope to those non-capital services
provided to areas within the City of Fort Wayne which have

1 similar topography, patterns of land utilization and population
2 density to the said described territory. The City of Fort
3 Wayne will also provide services of a capital improvement
4 nature, including street construction, street lighting, sewer
5 facilities, water facilities and stormwater drainage facilities
6 to the annexed territory within three (3) years of the effec-
7 tive date of annexation, in the same manner as such services
8 are provided to areas already in the City of Fort Wayne with
9 similar topography, patterns of land utilization and population
10 density, and in a manner consistent with federal, state, and
11 local laws, procedures, and planning criteria.

12 SECTION 3. That governmental and proprietary services
13 will be provided to the above described territory in a manner
14 consistent with the written Fiscal Plan for the territory
15 developed by the Division of Community Development and Plan-
16 ning. Said Plan was examined by the Common Council of the City
17 of Fort Wayne and is approved and adopted by the Common Council
18 by and upon the passage of this Ordinance.

19 SECTION 4. That said described territory shall be a
20 part of Councilmanic Political Ward No. 4 of the City of Fort
21 Wayne, Indiana, as described in Division I, Section 2-9 of
22 Chapter 2 of the Municipal Code of the City of Fort Wayne,
23 Indiana of 1974, as amended.

24 SECTION 5. That after its passage, approval by the
25 Mayor, and due legal publication, this Ordinance shall be in
26 full force and effect sixty (60) days after the date of the
27 last publication.

28 _____
COUNCILMEMBER

29 APPROVED AS TO FORM AND LEGALITY

30 _____
31 BRUCE O. BOXBERGER, CITY ATTORNEY
32

1 BILL NO. X-85-05-53

2 ANNEXATION ORDINANCE NO. X-_____

3 ANNEXATION ORDINANCE annexing certain territory
4 commonly known as the Smith/Winters Road Annexation
5 Area to the City of Fort Wayne, Indiana, and
6 including same in the Councilmanic District No. 4.

7 WHEREAS, the City of Fort Wayne is desirous of annexing
8 said territory, therefore,

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
10 FORT WAYNE, INDIANA:

11 SECTION 1. That the following described territory be
12 and the same is hereby annexed to, and made a part of, the
13 corporation of the City of Fort Wayne, Indiana, to-wit:

14 Part of the Southwest Quarter of Section 8, Township 29
15 North, Range 12 East in Allen County, Indiana, more
16 particularly described as follows:

17 Beginning at the point of intersection of the North
18 right-of-way line of the Winters Road and the East
19 right-of-way line of the Smith Road, thence North along
20 the East right-of-way line of Smith Road a distance of
21 1355 feet more or less, to the Southwest corner of
22 Tract 23, of the Southwest Quarter of Section 8,
23 Township 29 North, Range 12 East; thence East, along
24 the South property line of said Tract 23, a distance of
25 1025 feet more or less, to the Southeast corner of
26 Tract 23; thence North along the East property line of
27 Tract 23 a distance of 200 feet more or less to the
28 Northeast corner of Tract 23; thence East along the
29 South property line of Tract 10, of the Southwest
30 Quarter of Section 8, Township 29 North, Range 12 East,
31 a distance of 285 feet more or less, to the existing
32 corporate limits line of the City of Fort Wayne,
Indiana; thence South along the existing corporate
limits line a distance of 1555 feet more or less, to
the North right-of-way line of the Winters Road; thence
West along the North right-of-way line of the Winters
Road, a distance of 1310 feet more or less to the point
of beginning; said area contains 42 acres more or less.

26 SECTION 2. That the City of Fort Wayne will furnish
27 the above described territory within a period of one (1) year
28 from the effective date of annexation, planned services of a
29 non-capital nature, including police protection, fire protec-
30 tion, and street and road maintenance, in a manner which is
31 equivalent in standard and scope to those non-capital services
32

provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community Development and Planning. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 4 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That after its passage, approval by the Mayor, and due legal publication, this Ordinance shall be in full force and effect sixty (60) days after the date of the last publication.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY


Read the first time in full and on motion by Bradbury, seconded by E. Burns, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.

DATE: 5-28-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Salinas, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	_____	<u>1</u>	<u>1</u>	_____
<u>BRADBURY</u>	_____	_____	<u>✓</u>	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	<u>✓</u>	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 6-25-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. X-04-85

on the 25th day of June, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985 at the hour of 11:30 o'clock 4 M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock 6 M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

Admn. Appr. _____

DIGEST SHEET

X-85-05-53

TITLE OF ORDINANCE Annexation Ordinance for Smith/Winters Road

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Ordinance annexes said territory to the City
of Fort Wayne. The annexation area is bounded on its eastern side by the
City.

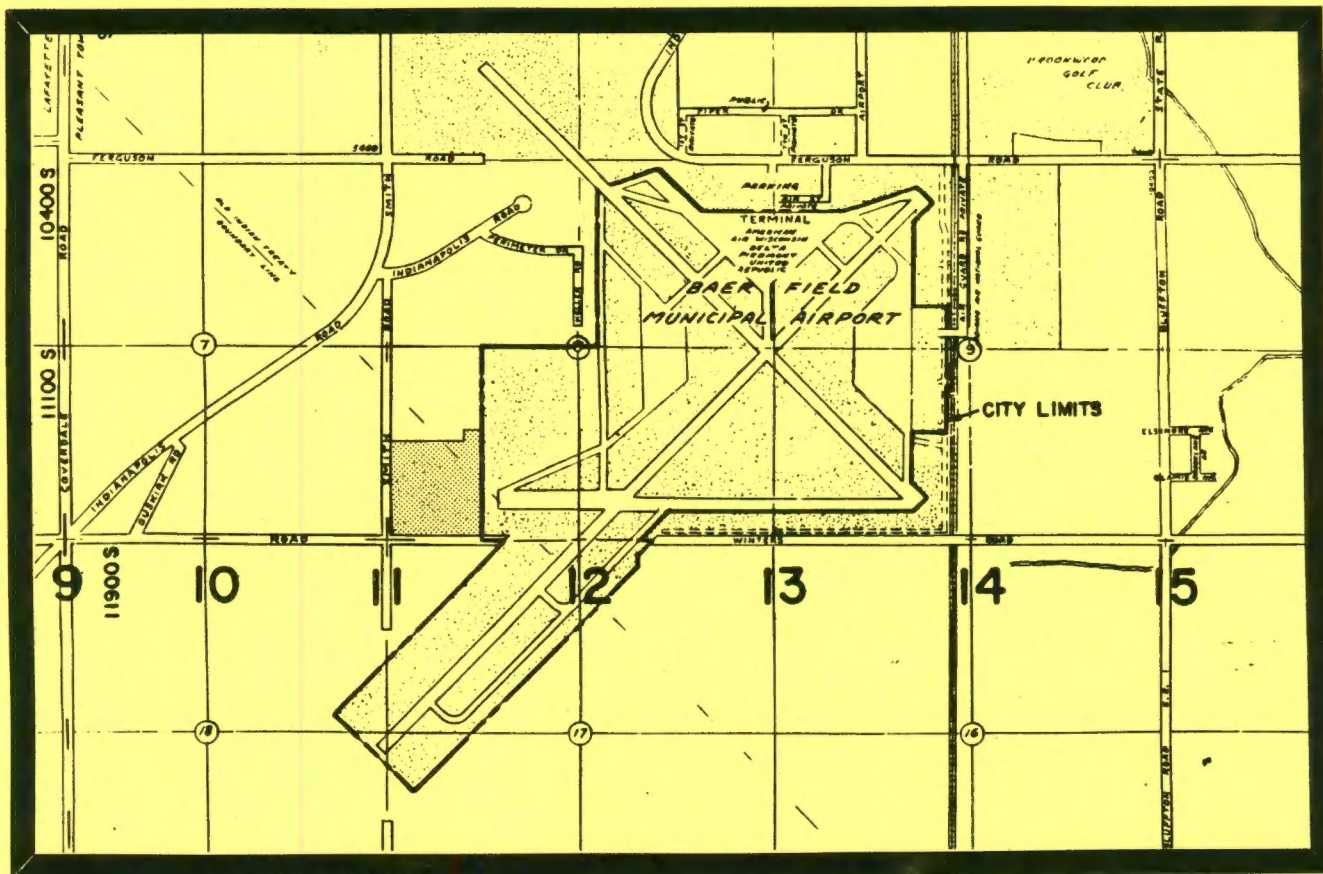
EFFECT OF PASSAGE Described territory will become part of the City. In
addition, annexation will expand the City's tax base and will allow the
City to keep pace with urban growth.

EFFECT OF NON-PASSAGE The area will not become part of the City.

MONEY INVOLVED (Direct Cost, Expenditures, Savings) To be
explained by the Fiscal Plan, which will be prepared by the Department
of Community Development and Planning

ASSIGNED TO COMMITTEE (J.N.) _____

SMITH—WINTERS ROAD ANNEXATION FISCAL PLAN



DIVISION OF
COMMUNITY DEVELOPMENT
AND PLANNING

JUNE 1985

INTRODUCTION

The Smith/Winters Road Annexation is a voluntary annexation to the City of Fort Wayne. This area is contiguous to the southwest corner of Baer Field Municipal Airport and is bordered by Smith Road and Winters Road on the west and south, respectively. The City of Fort Wayne owns all of the land within the annexation area.

The Allen County Plan Commission has zoned the area and surrounding land I-2, General Industrial. The area is vacant, and no development has been proposed for the annexation area at this time.

The Smith/Winters Road Annexation satisfies the criteria of the Indiana State Statutes. This plan describes the area to be annexed, sets forth a plan to provide municipal services, and summarizes the financial impact of annexation upon the City.

TABLE OF CONTENTS

	Page	
INTRODUCTION	i	
SECTION I: Basic Data		
A. Location	1	
B. Size	1	
C. Population	1	
D. Zoning	1	
E. Assessment	1	
F. Tax Rate	1	
G. Council District	1	
SECTION II: The Comprehensive Annexation Program		2
SECTION III: State Law Requirements	3	
SECTION IV: Municipal Services		
A. Police	4	
B. Fire	5	
C. EMS	6	
D. Solid Waste Disposal	7	
E. Traffic Control	7	
F. Streets and Roads	7	
G. Parks	8	
H. Water	8	
I. Fire Hydrants	8	
J. Sanitary Sewers	8	
K. Storm Sewers	9	
L. Street Lighting	9	
M. General Administration	9	
SECTION V: Financial Summary and Recommendation		
A. Revenues	10	
B. Expenditures	10	
C. Five-Year Summary	10	
D. Recommendation	12	

SECTION ONE

BASIC DATA

A. Location

The area petitioning for voluntary annexation is bounded on the south by the Winters Road, on the west by the Smith Road, on the north by an irregular east-west line between the 11,400 and 11,500 block of Smith Road and on the east by Baer Field.

B. Size

The Smith/Winters Road Annexation area contains approximately 42 acres.

C. Population

All land in the area is owned by public entities. The population of the annexation area is 0 and there are no residential structures in the area.

D. Zoning

The Smith/Winters Road annexation area has only one zoning classification: I-2 - General Industrial. Upon annexation, this area will be under the jurisdiction of the City Plan Commission and will be classified M-2 - General Industrial.

E. Assessment

\$0

F. Tax Rate

Existing 5.9698	After Annexation 9.6392	Increase 3.6694 or 61.466%
-----------------	-------------------------	-------------------------------

G. Council District

The annexation area will be in City Council District 4.

SECTION TWO - THE COMPREHENSIVE ANNEXATION PROGRAM

At the time the City prepared its Annexation Policy and Program Study in 1975, this area was part of a larger pending annexation. The Study does not specifically address this area. Using the report as a policy guide for the City's annexation program, it states that "all urban land contiguous to the City limits should become part of the City" as should "all non-urban land required to compliment the annexation of urban land and provide the ability to control and manage urban growth." Because of its location in relationship to the airport and its contiguity to the existing City limits, its obvious that this land should be within the jurisdiction of the City of Fort Wayne.

SECTION THREE - STATE LAW REQUIREMENTS

State law stipulates that if an area is one-eighth ($1/8$) contiguous to the City, it can be annexed voluntarily if 51% of the property owners or owners of 75% of the total assessed value of the land petition for an ordinance annexing the area.

The area meets the contiguity requirements in that it is 27% contiguous to the City of Fort Wayne.

The area also meets the second requirement, as 100% of the property owners in the area have petitioned for annexation.

Therefore, the Smith/Winters Road Annexation complies with the relevant state law requirements.

SECTION FOUR

MUNICIPAL SERVICES

This section of the Fiscal Plan forecasts the costs and methods of financing services for the Smith/Winters Road Annexation Area. The Plan also described how and when the City plans to extend the services of non-capital and capital improvement natures. As will be seen, the explanations of the above provisions satisfy the requirements of Indiana state law.

The municipal services described in this section are analyzed according to the needs of the Smith/Winters Road Annexation Area, along with the costs of providing these services and the funding sources. As required by state law, the annexation area will be treated equally with other City areas and will receive urban services in the same manner as other areas within the City. However, because the City does not employ different service standards for different areas of the City, the annexation area is compared with the service standards as they exist for the entire City. The City of Fort Wayne will provide services of a non-capital nature, including police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance within one year after the effective date of annexation. Street lighting and street construction will be provided in accordance with the standard processes of the City, which include petitioning and financial participation by property owners. The water, sewer, and drainage services of the Fort Wayne City Utilities will be made available to the area in conformance with relevant state law and utility policies. Existing facilities of the Fort Wayne Parks and Recreation Department will also be available to residents of the area upon annexation. Park development within the annexation area is contingent upon the park planning standards and methods used throughout the City.

A. Police

The services provided by the Fort Wayne Police Department include the prevention of crime, the detection and apprehension of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, resolution of day-to-day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is involved in legal work, such as participation in court proceedings and protection of constitutional rights. It is also responsible for the control of traffic and the promotion and preservation of civil order.

District 8 will be expanded to cover the Smith/Winters Road Annexation Area upon annexation. The Police Department keeps

tabulation on the percentage of personnel and equipment necessary for the City's annexation program, and has determined that additional personnel are not required for this particular annexation.

The cost to provide protection to the annexation area will be \$399 a year. Funding for police services in the annexation area will come from the regular Police Department budget which is derived primarily from local property taxes through the General Fund.

ESTIMATED ANNUAL COST: \$399

B. Fire Department

The Fort Wayne Fire Department will be responsible for providing fire protection services to the Smith/Winters Road Annexation area within one year after the annexation date. The services provided include fire protection and suppression, emergency rescue, fire prevention, and fire inspections. Primary response will come from a yet to be determined site. A rescue/pumper will be stationed at an existing Baer Field site or housed in the current Baer Field fire station. Whichever alternative is chosen, it will allow for primary response times to all areas of the annexation to be well within the accepted standards of the City of Fort Wayne Fire Department. Backup response will come from Station 6 located at 5801 Bluffton Road. One rescue/pumper will be stationed at Baer Field and one 50' - 1,250 G.P.M. Squirrt is housed at Station 6.

While operational costs to supply professional firefighters to the area is substantial, the benefits to the south side of the City are numerous. Parts of Waynedale and southwest Fort Wayne will have faster primary response service times. The new unit will also relieve Station 2 (Taylor St.) and Station 12 (South Anthony) of backup response times outside the three mile coverage range.

The location of equipment within the annexation area will enhance contract potential to businesses in the southwest areas outside of the City limits. It will also afford us the potential of contracting fire protection services with large parts of Lafayette and Pleasant Townships.

The ongoing cost for manpower and utilities will be approximately \$280,000 a year. The estimated annual cost is figured on the percent of coverage area in the annexation area versus the total primary response area and back-up area that the new equipment will serve.

ESTIMATED ANNUAL COST: \$3,724

C. Emergency Ambulance Service

At the present time, the Three Rivers Ambulance Authority is the only provider of ambulance service for the City of Fort Wayne. The Smith/Winters Road Annexation area may receive full advanced life support ambulance service immediately upon annexation.

Using service run records of the past several years, as many as six ambulances will be stationed at different locations throughout the community. Upon receiving a request for service from the annexation area, the ambulance closest to the area will be dispatched to the annexation area. In addition, for some emergencies, such as heart attacks, the Fort Wayne Fire Department will provide extra assistance. Primary assistance will come from Baer Field. The Fire Department trains a number of its personnel so that each fire station has an emergency medical technician on duty at all times.

The method of financing emergency medical services is based primarily on user fees plus a small, decreasing City tax subsidy, which over the next few years should drop to zero, leaving user fees as the sole financial support of the system. The charges of ambulance service, as of April 1, 1985 are shown in Table 1.

TABLE 1

EMERGENCY AMBULANCE SERVICE

1. \$85 plus \$5 per loaded mile for non-emergency transfers scheduled 24 hours in advance.
2. \$95 plus \$5 per loaded mile for non-scheduled non-emergency transfers.
3. \$342 for all emergencies (for City residents)
4. \$385 for all emergencies (for non-City residents)

This method of financing permits emergency medical service to be extended to the annexation area with its existing budget and no additional manpower or equipment will be needed to service the annexation area.

ESTIMATED ANNUAL COST: \$0

D. Solid Waste Disposal

The City of Fort Wayne provides garbage collection for residential customers immediately after the annexation date. This area is serviced by National Serv-All at the rate of \$33.96 per household per year. Collection service is financed by the City's Garbage Disposal Fund which comes from the General Fund. With no residential customers presently in the area, there is no annual cost to be estimated.

ESTIMATED ANNUAL COST: \$0

E. Traffic Control

The City's Traffic Engineering Department will assume responsibility for traffic control in the annexation area within one year after the annexation date. Some of the services that can be provided by the department are surveys and investigations of traffic conditions and problems. Finally, the department provides installation and maintenance of traffic control devices such as stop lights, control signs, and fire alarm systems. Since there are no roads in the annexation area, there will be no traffic control costs associated with the annexation.

ESTIMATED ANNUAL COST: \$0

F. Streets and Roads

The incorporation of the annexation area will not add any streets to the City's street system. The Street Department will provide engineering services and construction supervision for all streets, alleys, and sidewalks that will be constructed within the proposed annexation area and snow and ice removal, leaf pick-up, and surface maintenance after construction. The provision of these services to the annexation area will not require any additional personnel or equipment, and they will be similar to those services already provided to the rest of the City. The source of funding for street maintenance is the Street Department budget which is composed of funds from Motor Vehicle Highway (MVH), Federal Aid Urban (FAU), and Local Arterial Roads and Streets (LARS) programs.

ESTIMATED ANNUAL COST: \$0

G. Parks

Presently there are no residential properties in the area. The services and facilities of the park system are currently available, with Tillman Park, a 70-acre Community Park being the closest. Upon annexation, property owners through the Park General tax, will contribute to the system's maintenance.

ESTIMATED ANNUAL COST: \$0

H. Water

Upon annexation, the Fort Wayne Water Utility will not immediately provide water to the area. Petitions would need to be submitted to the Board of Public Works requesting main extensions.

ESTIMATED ANNUAL COST: \$0

I. Fire Hydrants

The City of Fort Wayne pays the Fort Wayne Water Utility \$181.50 annually for each fire hydrant located within the City. However, there are no fire hydrants in the annexation, so this is not applicable.

ESTIMATED ANNUAL COST: \$0

J. Sanitary Sewers

The Fort Wayne Department of Water Pollution Control (WPC) has the capability of extending service into the area upon petition by the property owners. If property owners petition for sewers, they will have to pay for their installation. However, upon annexation, property owners will be able to take advantage of the Barrett Bonding process. Barrett Bonding permits property owners to make long-term, low interest payments for their sewers.

ESTIMATED ANNUAL COST: \$0

K. Storm Sewers

Upon annexation, the Department of Water Pollution Control will not consider capital improvements for storm sewers unless petitioned by the property owners of the annexation area. It is the City's policy that the financing of storm sewers be the responsibility of property owners. Property owners can pay through Barrett Law Assessments which allows payment over a ten-year period at an interest rate lower than that available on the open market.

ESTIMATED ANNUAL COST: \$0

L. Street Lighting

The Street Lighting Department will be responsible for maintaining and operating street lights in the annexation area. However, there are no street lights in the area. Therefore, there will be no cost for street lighting services.

ESTIMATED ANNUAL COST: \$0

M. Administrative Services

All administrative functions of the City will be available to the Annexation Area within one year of the annexation date. These services include, but are not limited to, the Law Department, the City Plan Commission, the Mayor's Office, the Board of Works, the Metropolitan Human Relations Department, the City Clerk's Office, the Citizen's Advocate Office, etc. General administration includes all of the regulatory and program functions of the various City departments. When the area is annexed, City departments will be notified and will expand their jurisdictional areas accordingly.

The costs of these services cannot be directly related to the size or population of an area. Consequently, this plan does not include cost estimates. However, the budgets of these departments are prepared with the expectation that the City will annex several areas during the budgetary period. Therefore, expansion of administrative functions is possible. Funding comes from a variety of sources, including the General Fund, the State, and the Federal government.

ESTIMATED ANNUAL COST: \$0

SECTION FIVE

FINANCIAL SUMMARY AND RECOMMENDATION

The purpose of this section is to report the expenditures from the proposed Smith/Winters Road annexation. This section will also provide a five-year summary of the expenditures.

A. Revenues

Property taxes are the main source of revenue to be received from most annexation areas. As this land presently belongs to the City of Fort Wayne and is vacant, there will be no property taxes collected. Future private development cannot be anticipated at this time, so there is no projection for revenue during the next five years.

There are no streets in this annexation area so the City will not receive additional money from the Motor Vehicle Highway (MVH) and from the Local Arterial Roads and Streets (LARS) funds as these monies are allocated according to street miles.

B. Expenditures

Expenditures reported in the section on Municipal Services are summarized in Table 2. Capital costs are separated from operating costs, and they are considered as maximum expenditures. Since the needs of the annexation area must be treated equally with the needs of other areas in Fort Wayne, capital improvement projects such as the installation of streets, curbs, and sidewalks must follow routine city procedures which often require petitioning. Utility costs are not reported here as they are paid for by the property owners, and only after they request the improvements.

C. Five-Year Summary

The Five-Year Summary shows the projected expenditures compared with the tax revenues expected in the Smith/Winters Road Annexation Area for the first five years after it is incorporated into the City of Fort Wayne.

The summary automatically includes for each of the five years an 4.2 percent inflation factor for municipal expenditures. The 4.2 percent inflation factor is the rate of inflation from October 1983 to October 1984 as calculated by the U.S. Department of Labor.

TABLE 2

EXPENDITURES		
DEPARTMENTS	CAPITAL COSTS	OPERATING COSTS
Police	\$.00	\$ 399.00
Fire	\$.00	\$ 3,724.00
EMS	\$.00	\$.00
Solid Waste Disposal	\$.00	\$.00
Traffic Control	\$.00	\$.00
Streets	\$.00	\$.00
Street Lighting	\$.00	\$.00
Parks	\$.00	\$.00
Water	\$.00	\$.00
Fire Hydrants	\$.00	\$.00
Sanitary Sewer	\$.00	\$.00
Storm Sewer	\$.00	\$.00
Administrative Functions	\$.00	\$.00
Total	\$.00	\$ 4,123.00

Table 2 includes both capital and operating costs in the estimated first year expenditures. Capital costs are a one time expenditure to upgrade the proposed annexation area.

TABLE 3

REVENUES MINUS EXPENSES				
YEAR	EXPENDITURES	PROPERTY TAX REVENUE	MVH & LARS FUNDS	BALANCE
1986	\$ -4,123	\$ 0	\$ 0	-\$ 4,123
1987	\$ -4,296	\$ 0	\$ 0	-\$ 4,296
1988	\$ -4,476	\$ 0	\$ 0	-\$ 4,476
1989	\$ -4,664	\$ 0	\$ 0	-\$ 4,664
1990	\$ -4,860	\$ 0	\$ 0	-\$ 4,860
	<hr/>	<hr/>	<hr/>	<hr/>
	\$ -22,419	\$ 0	\$ 0	-\$ 22,419

D. Recommendation

This Fiscal Plan, which meets the state law requirements that a fiscal plan be prepared, shows that the Smith/Winters Road annexation is in accordance with the applicable state statutes. Therefore, it is recommended that after the passage of the annexation ordinance and its approval by the Mayor, this area should be annexed by the City of Fort Wayne sixty days after the second newspaper notice.

It is not anticipated that, due to the annexation of the Smith/-Winters Road Annexation area, any governmental employees will be eliminated from other governmental agencies. Because of this fact, no plan has been prepared for the hiring of such employees.



The City of Fort Wayne

June 28, 1985

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of July 3 and July 10, 1985, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-85-05-53
Annexation Ordinance No. X-04-85
Smith/Winters Road

Bill No. X-85-05-34
Annexation Ordinance No. X-03-85
Ferguson Road

Bill No. X-85-02-26
Annexation Ordinance No. X-05-85
Elk Grove Annexation

Bill No. X-85-05-32
Annexation Ordinance No. X-02-85
Winters Road

Please send us 5 copies of the Publisher's Affidavit from both newspapers for each of the above.

Thank you.

Sincerely yours,
Sandra E. Kennedy
Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 4

LEGAL NOTICE

Notice is hereby given that on the 25th day of
June, 19 85, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. X-85-05-53
Ordinance No. X-04-85 to-wit:

1 BILL NO. X-85-05-53

2 ANNEXATION ORDINANCE NO. X-

3 ANNEXATION ORDINANCE annexing certain territory
4 commonly known as the Smith/Winters Road Annexation
5 Area to the City of Fort Wayne, Indiana, and
6 including same in the Councilmanic District No. 4.

7 WHEREAS, the City of Fort Wayne is desirous of annexing
8 said territory, therefore,

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
10 FORT WAYNE, INDIANA:

11 SECTION 1. That the following described territory be
12 and the same is hereby annexed to, and made a part of, the
13 corporation of the City of Fort Wayne, Indiana, to-wit:

14 A parcel of land located in the West One-half of the
15 Southwest One-quarter of Section 8, Township 29 North,
16 Range 12 East, Allen County, Indiana.

17 BEGINNING at the intersection of the North right-of-way
18 line of Winters Road and the East line of the West half
19 of the Southwest One-quarter of Section 8, Township 29
20 North, Range 12 East, Allen County, Indiana, said point
21 also being on the existing City Limits line; thence
22 North along the East line of the Southwest One-quarter
23 of the Southwest One-quarter of said Section 8 and
24 the existing City Limits line a distance of 1545.5
25 feet; thence West a distance of 285.66 feet; thence
26 South a distance of 196.0 feet to the North line of the
27 Southwest One-quarter of the Southwest One-quarter of
said Section 8; thence West along the North line of the
Southwest One-quarter of the Southwest One-quarter of
said Section 8 a distance of 1037.5 feet to the East
right-of-way line of Smith Road; thence South along
said East right-of-way line and parallel with the West
line of said Section 8 a distance of 1348.9 feet to its
intersection with the North right-of-way line of the
Winters Road; thence East on the North right-of-way
line of the Winters Road a distance of 1319.0 feet
to the point of beginning; said area contains 42.4
acres more or less.

SECTION 2. That the City of Fort Wayne will furnish
the above described territory within a period of one (1) year

BILL NO. X-85-05-53

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) annexing certain territory
commonly known as the Smith/Winters Road Annexation Area to the City
of Fort Wayne, Indiana, and including same in the Councilmanic District
No. 4

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(~~RESOLUTION~~) Do Pass

YES

NO

JANET G. BRADBURY
CHAIRWOMAN

THOMAS C. HENRY
VICE CHAIRMAN

SAMUEL J. TALARICO

PAUL M. BURNS

BEN A. EISBART

CONCURRED IN 6-25-85

SANDRA E. KENNEDY
CITY CLERK

Fort Wayne Common Council
(Governmental Unit)

Allen County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines			
Head	number of lines		1
Body	number of lines		122
Tail	number of lines		1
Total number of lines in notice			124

COMPUTATION OF CHARGES

124 lines, 1 columns wide equals 124 equivalent lines at .450¢	\$ 55.80
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra	1.50
TOTAL AMOUNT OF CLAIM	
	\$ 57.30

DATA FOR COMPUTING COST

Width of single column	6 point
Number of insertions	6

Pursuant to the provision and penalties of
I hereby certify that the foregoing account has been paid.

Date July 10 19 85

FORM #904

of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 285.66 feet; thence South a distance of 196.0 feet to the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8; thence West along the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 a distance of 1037.5 feet to the East right-of-way line of Smith Road; thence South along said East right-of-way line and parallel with the West line of said Section 8 a distance of 1348.9 feet to its intersection with the North right-of-way line of the Winters Road; thence East on the North right-of-way line of the Winters Road a distance of 1319.0 feet to the point of beginning; said area contains 42.4 acres more or less.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community Development and Planning. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 4 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That after its passage, approval by the Mayor, and due legal publication, this Ordinance shall be in full force and effect sixty (60) days after the date of last publication.

Janet G. Bradbury
COUNCILMEMBER

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven. Burns, Eisbart, GiaQuinta, Henry, Redd, Stier, Talarico.
Nays: None.
Abstained: One. Bradbury.
Absent: One. Schmidt.
Date: 6-25-85

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-04-85 on the 25th day of June, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk
Mark E. GiaQuinta, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk

Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Seal
Sandra E. Kennedy, City Clerk

ATTACH COPY OF
ADVERTISEMENT HERE

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53, Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53
ANNEXATION ORDINANCE NO. X-04-85

ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith / Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City Limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter

ly due, after allowing all just credits, and that no part of the same

Drusilla Rose

Title CLERK

PUBLISHER'S AFFIDAVIT

a notary public in and for said county and state, the
Roose who, being duly sworn, says
RK of the
newspaper of general circulation printed and published
FORT WAYNE, INDIANA
that the printed matter attached hereto is a true copy,
two times
the dates of publication being

1985

Drusilla Rose

th July 19 85

day of

Anne M. Perkins

M. Perkins Notary Public

c 29, 1985

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

JOURNAL-GAZETTE

P.O. BOX 100

FORT WAYNE, INDIANA

Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	1
Body	number of lines	122
Tail	number of lines	1
Total number of lines in notice		124

COMPUTATION OF CHARGES

124	lines,	1	columns wide equals	124	equivalent lines at	.450¢	\$	55.80
cents per line								
Additional charge for notices containing rule or tabular work (50 per cent of above amount)								
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra								
TOTAL AMOUNT OF CLAIM								\$ 57.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date

July 10

19

85

Title

CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the

Drusilla Roose

undersigned

who, being duly sworn, says

he/she is

CLERK

of the

JOURNAL-GAZETTE

DAILY

newspaper of general circulation printed and published

the English language in the city

town

of

FORT WAYNE, INDIANA

state and county aforesaid, and that the printed matter attached hereto is a true copy,

two times

was duly published in said paper for

the dates of publication being

allows:

7/3 - 7/10/85

10th

July

19

85

described and sworn to me before this

day of

Anne M. Perkins

Notary Public

November 29, 1985

commission expires

HOUSE floor even longer.

In other congressional action the House voted to approve \$5 million in military and economic aid to the non-communist rebels in Cambodia. The vote was 288-122.

On the same vote, the House rejected an amendment that would have limited the \$5 million humanitarian aid, including food and medicine.

The action, on an amendment to the foreign aid authorization bill for 1986 and 1987, marks the first time the House has approved aid for forces fighting Vietnam's occupation of Cambodia.

The House measure, which is identical to one approved earlier this year by the Senate, prohibits aid to the Khmer Rouge, the communist faction that ruled Cambodia from 1975 to 1979 and is accused of killing about 2 million citizens.

A parcel of Southwest Or North, Range BEGINNING right-of-way in the West half of 8, Township 2 Indiana, said Limits line: from Southwest Or

Notice is hereby given that on July 10, 1985, the Commission on the Status of the City of Indianapolis, Indiana, in a Resolution No. X-85-05-51, ANNEXATION of territory common to the City of Indianapolis, Indiana, and including the following: WHEREAS, said BE IT ORDERED, THE CITY OF SECTION 1 and the same of, the corporation of, the City of Indianapolis, Indiana, to-wit: A parcel of Southwest Or North, Range BEGINNING right-of-way in the West half of 8, Township 2 Indiana, said Limits line: from Southwest Or

Precincts

From Page 1A.

hook at 1:30 a.m. Tuesday so s

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To JOURNAL-GAZETTE

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Headnumber of lines1

Bodynumber of lines122

Tailnumber of lines1

of lines in notice124

1124.450¢\$55.80

columns wide equals equivalent lines at

ices containing rule or tabular work (50 per cent of above amount)

publication (50 cents for each proof in excess of two) 3 extra1.50

NT OF CLAIM\$57.30

5 picas6Size of type point

26Size of quad upon which type is cast

1. 89., Acts 1967.

just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

TitleCLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the

undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for two times, the dates of publication being

as follows:

7/3 - 7/10/85

Drusilla Roose

Subscribed and sworn to me before this 10th day of July 19 85

Anne M. PerkinsNotary Public

My commission expires November 29, 1985

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53, Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53

ANNEXATION ORDINANCE NO. X-04-85

ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith/Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City Limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 265.66 feet; thence South a distance of 196.0 feet to the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8; thence West along the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 a distance of 1037.5 feet to the East right-of-way line of Smith Road; thence South along said East right-of-way line and parallel with the West line of said Section 8 a distance of 1348.9 feet to its intersection with the North right-of-way line of the Winters Road; thence East on the North right-of-way line of the Winters Road a distance of 1319.0 feet to the point of beginning; said area contains 42.4 acres more or less.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community Development and Planning. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 4 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That after its passage, approval by the Mayor, and due legal publication, this Ordinance shall be in full force and effect sixty (60) days after the date of last publication.

Janet G. Bradbury
COUNCILMEMBER

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven. Burns, Eisbart, GiaQuinta, Henry, Redd, Stier, Talarico.

Nays: None.

Abstained: One. Bradbury.

Absent: One. Schmidt.

Date: 6-25-85

Sandra E. Kennedy
City

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-04-85 on the 25th day of June, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk
Mark E. GiaQuinta, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk

Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Seal
Sandra E. Kennedy, City Clerk

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

JOURNAL-GAZETTE

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	1
Body	number of lines	122
Tail	number of lines	1
Total number of lines in notice		124

COMPUTATION OF CHARGES

124	lines,	1	columns wide equals	124	equivalent lines at	.450¢	\$.	55.80	
		cents per line							
Additional charge for notices containing rule or tabular work (50 per cent of above amount)									
Charge for extra proofs of publication (50 cents for each proof in excess of two)						3 extra		1.50	
TOTAL AMOUNT OF CLAIM								\$.	57.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

DateJuly 101985

TitleCLERK

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53, Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53

ANNEXATION ORDINANCE NO. X-04-85

ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith/Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City Limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 285.66 feet; thence South a distance of 196.0 feet to City of Fort Wayne, Indiana, as Annexation Ordinance No. X-04-85 on the 25th day of June, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk
Mark E. GiaQuinta, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk

Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Seal
Sandra E. Kennedy, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **Drusilla Roose** who, being duly sworn, says that he/she is **CLERK** of the **JOURNAL-GAZETTE** **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows: **7/3 - 7/10/85**

Subscribed and sworn to me before this **10th** day of **July**, 19**85**

Anne M. Perkins
Notary Public

My commission expires **November 29, 1985**

Fort Wayne Common Council
(Governmental Unit)
Allen
County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines
Head number of lines	1
Body number of lines	122
Tail number of lines	1
	124

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53, Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53
ANNEXATION ORDINANCE NO. X-04-85
ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith/Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City Limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 285.66 feet; thence South a distance of 196.0 feet to the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8; thence West along the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 a distance of 1037.5 feet to the East right-of-way line of Smith Road; thence South along said East right-of-way line and parallel with the West line of said Section 8 a distance of 1348.9 feet to its intersection with the North right-of-way line of the Winters Road; thence East on the North right-of-way line of the Winters Road a distance of 1319.0 feet to the point of beginning; said area contains 42.4 acres more or less.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community Development and Planning. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 4 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That after its passage, approval by the Mayor, and due legal publication, this Ordinance shall be in full force and effect sixty (60) days after the date of last publication.

Janet G. Bradbury
COUNCILMEMBER
Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven. Burns, Eisbart, GiaQuinta, Henry, Redd, Stier, Talarico.
Nays: None.
Abstained: One. Bradbury.
Absent: One. Schmidt.
Date: 6-25-85

Sandra E. Kennedy
City
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-04-85 on the 25th day of June, 1985.
ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk
Mark E. GiaQuinta, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk
Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.
Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Seal
Sandra E. Kennedy, City Clerk

Number of lines in notice

1 columns wide equals 124 equivalent lines at .450¢ \$ 55.80

Notices containing rule or tabular work (50 per cent of above amount)

Number of publication (50 cents for each proof in excess of two) 3 extra 1.50

AMOUNT OF CLAIM \$ 57.30

12.5 picas Size of type 6 point

2 Size of quad upon which type is cast 6

Ch. 89., Acts 1967.

is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, two times

which was duly published in said paper for the dates of publication being as follows:

7/3/85 - 7/10/85

Subscribed and sworn to me before this 10th day of July 19 85

Anne M. Perkins
Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head	number of lines	1
Body	number of lines	122
Tail	number of lines	1
Total number of lines in notice		124

COMPUTATION OF CHARGES

124 lines, 1 columns wide equals 124 equivalent lines at .450¢	\$ 55.80
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra	1.50
TOTAL AMOUNT OF CLAIM	\$ 57.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date July 10, 19 85

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL DAILY a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, two times which was duly published in said paper for the dates of publication being as follows:

7/3/85 - 7/10/85

Drusilla Roose

Subscribed and sworn to me before this 10th day of July 19 85

Anne M. Perkins Notary Public

My commission expires November 29, 1985

FORM #003

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53, Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53
ANNEXATION ORDINANCE NO. X-04-85
ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith/Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 35.66 feet; thence South a distance of 196.0 feet to the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk
Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Sandra E. Kennedy, City Clerk

Fort Wayne Common Council
(Governmental Unit)
Allen
County, IN

To NEWSENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head number of lines	1
Body number of lines	122
Tail number of lines	1
Total number of lines in notice	124

COMPUTATION OF CHARGES

124 lines, 1 columns wide equals 124 equivalent lines at .450¢	\$ 55.80
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra	1.50
TOTAL AMOUNT OF CLAIM	\$ 57.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point

Number of insertions 6 quad upon which type is cast 6

Pursuant to the provision and penalties of

I hereby certify that the foregoing account has been paid.

lly due, after allowing all just credits, and that no part of the same

LEGAL NOTICE

Notice is hereby given that on the 25th day of June, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. X-85-05-53. Ordinance No. X-04-85, to wit:

BILL NO. X-85-05-53

ANNEXATION ORDINANCE NO. X-04-85
ANNEXATION ORDINANCE annexing certain territory commonly known as the Smith/Winters Road Annexation Area to the City of Fort Wayne, Indiana, and including same in the Councilmanic District No. 4.

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be and the same is hereby annexed to, and made a part of, the corporation of the City of Fort Wayne, Indiana, to-wit:

A parcel of land located in the West One-half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana.

BEGINNING at the intersection of the North right-of-way line of Winters Road and the East line of the West half of the Southwest One-quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, said point also being on the existing City Limits line; thence North along the East line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 and the existing City Limits line a distance of 1545.5 feet; thence West a distance of 285.66 feet; thence South a distance of 196.0 feet to the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8; thence West along the North line of the Southwest One-quarter of the Southwest One-quarter of said Section 8 a distance of 1037.5 feet to the East right-of-way line of Smith Road; thence South along said East right-of-way line and parallel with the West line of said Section 8 a distance of 1348.9 feet to its intersection with the North right-of-way line of the Winters Road; thence East on the North right-of-way line of the Winters Road a distance of 1319.0 feet to the point of beginning; said area contains 42.4 acres more or less.

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary

services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Division of Community Development and Planning. Said Plan was examined by the Common Council of the City of Fort Wayne and is approved and adopted by the Common Council by and upon the passage of this Ordinance.

SECTION 4. That said described territory shall be a part of Councilmanic Political Ward No. 4 of the City of Fort Wayne, Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana of 1974, as amended.

SECTION 5. That after its passage, approval by the Mayor, and due legal publication, this Ordinance shall be in full force and effect sixty (60) days after the date of last publication.

Janet G. Bradbury
COUNCILMEMBER

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven. Burns, Eisbart, GiaQuinta, Henry, Redd, Stier, Talarico.

Nays: None.
Abstained: One. Bradbury.
Absent: One. Schmidt.

Date: 6-25-85

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-04-85 on the 25th day of June, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk
Mark E. GiaQuinta, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy, City Clerk
Approved and signed by me this 26th day of June, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
Mayor
I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-04-85 passed by the Common Council on the 25th day of June, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of June 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of June, 1985.

Sandra E. Kennedy, City Clerk

7/3-10

as follows:

7/3/85 - 7/10/85

Subscribed and sworn to me before this 10th day of July 19 85

Anne M. Perkins Notary Public

My commission expires November 29, 1985

Druille Rose

Title CLERK

PUBLISHER'S AFFIDAVIT

I, a notary public in and for said county and state, the

pose who, being duly sworn, says

that the printed matter attached hereto is a true copy,

newspaper of general circulation printed and published

FORT WAYNE, INDIANA

that the printed matter attached hereto is a true copy, two times

the dates of publication being

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To NEW-SENTINEL Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

1

Body number of lines

122

Tail number of lines

1

Total number of lines in notice

124

COMPUTATION OF CHARGES

124 lines, 1 columns wide equals 124 equivalent lines at .450¢ \$ 55.80
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra 1.50

TOTAL AMOUNT OF CLAIM

\$ 57.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date July 10, 19 85

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose

that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city town of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

7/3/85 - 7/10/85

Subscribed and sworn to me before this 10th day of July 19 85

Anne M. Perkins Notary Public

My commission expires November 29, 1985

SECTION 2. That the City of Fort Wayne will furnish the above described territory within a period of one (1) year from the effective date of annexation, planned services of a non-capital nature, including police protection, fire protection, and street and road maintenance, in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City of Fort Wayne which have similar topography, patterns of land utilization and population density to the said described territory. The City of Fort Wayne will also provide services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the City of Fort Wayne with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures, and planning criteria.

SECTION 3. That governmental and proprietary